

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA

In re:

Pro-Mark Services, Inc.,

Bky. Case No. 24-30167  
Chapter 7

Debtor.

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Erik A. Ahlgren, as Chapter 7 Trustee  
of the Bankruptcy Estate of Pro-Mark Services, Inc.,  
as Administrator of the Pro-Mark  
Services, Inc. Employee Stock Ownership Plan, and  
as Trustee of the Pro-Mark Services, Inc.  
Employee Stock Ownership Trust,

Plaintiff,

v.

Adversary No. 24-07014

Connie Berg, Kyle Berg, Connie Berg Revocable  
Living Trust, Kyle R. Berg Revocable Living Trust,  
Chad DuBois, Mandy Grant, and Miguel Paredes,

Defendants.

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**STIPULATED MOTION TO FURTHER EXTEND BERG DEFENDANTS' TIME TO  
REPLY TO PLAINTIFF'S RESPONSE TO BERG MOTION TO DISMISS**

1. Plaintiff Erik A. Ahlgren, as Chapter 7 Trustee of the Bankruptcy Estate of Pro-Mark Services, Inc., as Administrator of the Pro-Mark Services, Inc. Employee Stock Ownership Plan, and as Trustee of the Pro-Mark Services, Inc. Employee Stock Ownership Trust filed his Amended Complaint against the Defendants, including Defendants Connie Berg, Kyle Berg, Connie Berg Revocable Living Trust, and Kyle R. Berg Revocable Living Trust (collectively, the "Berg Defendants"), on September 25, 2024. [ECF No. 11.]

2. On October 9, 2024, Plaintiff and the Berg Defendants filed a stipulated motion to extend the Berg Defendants' time to respond to the Amended Complaint until November 22, 2024. [ECF No. 23.] By order dated October 10, 2024, the Court granted the motion. [ECF No. 25.]

3. On November 22, 2024, the Berg Defendants filed a Motion to Dismiss the Amended Complaint (the "Berg Motion to Dismiss"). [ECF No. 54.]

4. On November 26, 2024, Plaintiff and Berg Defendants filed a stipulated motion to extend Plaintiff's time to respond to the Berg Motion to Dismiss to January 10, 2025. [ECF No. 57.] By order dated December 2, 2024, the Court granted the motion. [ECF No. 59.]

5. On January 10, 2025, Plaintiff filed its response to the Berg Motion to Dismiss (the "Response"). [ECF No. 67.]

6. Berg Defendants requested that Plaintiff stipulate to an extension of Berg Defendants' time to file a reply to the Response to February 7, 2025. Plaintiff had no objection to this request.

7. Plaintiff and Berg Defendants moved the Court, by stipulation, for an order extending the deadline for Berg Defendants to file a reply to Plaintiff's Response to the Berg Motion to Dismiss to February 7, 2025. By order dated January 15, 2025, the Court granted the motion. [ECF No. 71].

8. Plaintiff and Berg Defendants now hereby move the Court, by stipulation, for an order further extending the deadline for Berg Defendants to file a reply to Plaintiff's Response to the Berg Motion to Dismiss to February 14, 2025.

Dated: February 6, 2025

/s/ Peter D. Kieselbach

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Counsel for Plaintiff

Date: February 6, 2025

/s/ Jordan E. Chavez

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*Attorneys for Defendants Connie Berg, Kyle Berg,  
Connie Berg Revocable Living Trust, Kyle R. Berg  
Revocable Living Trust*

CERTIFICATE OF SERVICE

The undersigned certifies that on February 6, 2025, the above document was served on all counsel of record via CM/ECF.

/s/ Jordan E. Chavez

Jordan E. Chavez